

12-07-01

PTO/SB/05 (03-01)

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No.	01-12-1826
First Inventor	SUNG
Title	Child-Resistant Utility Lighter Incorporating....
Express Mail Label No.	EL732937866US

(Only for new nonprovisional applications under 37 CFR 1.53(b))

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 33]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 8]
5. ☐ Oath or Declaration [Total Pages 2]
 - a. ☐ Newly executed (original or copy)
 - b. ☒ Copy from a prior application (37 CFR 1.63 (d))
(for continuation/divisional with Box 18 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122
(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☒ Other: **Small Entity Stmts (2) copies.**

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09, 794,989
Prior application information: Examiner: Cocks, J. Group Art Unit: 3743

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	<u>23388</u> (Insert Customer No. or Attach bar code label here)	or	<input type="checkbox"/> Correspondence address below
Name	TROJAN LAW OFFICES		
Address	9250 Wilshire Blvd., Suite 325		
City	Beverly Hills	State	CA
Country	U.S.	Zip Code	90212
Telephone	(310) 777-8399	Fax	(310) 777-8348

Name (Print/Type)	David Hong	Registration No. (Attorney/Agent)	45,704
Signature	<i>David Hong</i>	Date	12/03/2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$) 370.00

Complete if Known

Application Number

Filing Date

First Named Inventor

Sung

Examiner Name

Group Art Unit

Attorney Docket No.

01-12-1826

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

500703

Deposit
Account
Name

Trojan Law Offices

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17

- ☒ Applicant claims small entity status.
See 37 CFR 1.27

2. ☒ Payment Enclosed:

- ☒ Check ☐ Credit card ☐ Money
Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee Fee Description
Code (\$) Code (\$) Code (\$) Code (\$)

101	740	201	370	Utility filing fee
106	330	206	165	Design filing fee
107	510	207	255	Plant filing fee
108	740	208	370	Reissue filing fee
114	160	214	80	Provisional filing fee

Fee Paid

370.00

SUBTOTAL (1) (\$) 370.00

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
1	-20** = 0	9.00	0.00
1	-3** = 0	42.00	0.00
Multiple Dependent			0.00

Large Entity Small Entity

Fee Fee Fee Fee Fee Description
Code (\$) Code (\$) Code (\$) Code (\$)

103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 0.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description	Fee Paid		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)

David Hong

Registration No.
(Attorney/Agent)

45,704

Telephone

(310) 777-8399

Signature

David Hong

Date

12/03/2001

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

TROJAN LAW OFFICES

R. Joseph Trojan
Joyce E. Crucillo
David Hong
Lee Fredric Sharra
Roy Kim
Of Counsel
J. Nicholas Gross

Rexford Plaza
9250 Wilshire Boulevard
Suite 325
Beverly Hills, California 90212

Patent, Trademark, Copyright
Trade Secret & Related Causes

Telephone (310) 777-8399
Telecopier (310) 777-8348
trojanlaw@aol.com

December 3, 2001

U.S. Patent and Trademark Office
Box Patent Application
Arlington, VA 22202

VIA U.S. EXPRESS MAIL (EL732937866US)

Re: Continuing U.S. Patent Application for
"Child-Resistant Utility Lighter Incorporating a Cam
Mechanism and a Lever Spring Lock"
Inventor: SUNG, K.
Based on Serial No. 09/794,989 (Filed 2/26/01)
Prior Examiner: Cocks (3743)
Attorney Docket No. 01-12-1826

Dear Sir/Madam:

Please find enclosed the following documents for a new continuing application based on
Serial No. 09/794,989:

1. Specification with 1 independent claim (33 pages) with Drawings for Figs. 1-18 (8 pages);
2. From U.S. Patent Application No. 09/751,628, copies of
Statement of Small Entity Status (1 page) and
Declaration for Patent Application (1 page);
3. From U.S. Patent Application No. 09/572,509, copies of:
Statement of Small Entity Status (1 page) and
Declaration for Patent Application (1 page);
4. Utility Patent Application Transmittal (1 page);
5. Information Disclosure Statement with copy of U.S. Patent No. 6,050,810 (8 pages);
6. Fee Transmittal for FY 2001 (1 page);
7. Check for \$370.00 (1 page);
8. Certificate of Mailing by Express Mail (1 page);
9. Return post card (1 page); and
10. Cover letter (2 pages).

This application is a continuation of Serial No. **09/794,989**, filed February 26, 2001,
now U.S. Patent No. 6,325,617 issued December 4, 2001, which is a continuation of the
following applications:

Serial No. **09/751,628**, filed December 30, 2000, which claims priority to Serial No.
09/531,082, filed March 18, 2000, now U.S. Patent No. 6,168,420 issued on January 2, 2001,
which claims priority to Serial No. 09/507,100, filed February 17, 2000, now U.S. Patent No.
6,186,773 issued on February 13, 2001, which claims priority to Provisional Application Serial
No. 60/126,326, filed March 26, 1999;

U.S. Patent and Trademark Office
Box Patent Application
Re: Continuing U.S. Patent Application for
"Child-Resistant Utility Lighter Incorporating a Cam Mechanism and a Lever Spring Lock"
Inventor: K. Sung
Prior Application No. 09/794,989
Attorney Docket No. 01-12-1826
December 3, 2001
Page 2

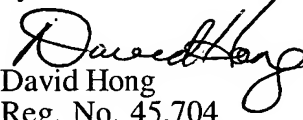
Serial No. 09/716,573, filed November 17, 2000, which claims priority to Serial No. 09/507,100, filed February 17, 2000, now U.S. Patent No. 6,186,773 issued on February 13, 2001; and

Serial No. **09/572,509**, filed May 18, 2000, which claims priority to Serial No. 09/531,083, filed March 18, 2000.

In addition, this applicant requests the prior applications be incorporated by reference in this instant application. Please deduct any additional required fees from our Deposit Account No. 500703. Our customer number is 23388.

Very truly yours,

TROJAN LAW OFFICES
by


David Hong
Reg. No. 45,704

DH:dh
Enclosures
cc: Mr. Felix Hon, Calico Brands, Inc.

CERTIFICATE OF MAILING BY U.S. EXPRESS MAIL
PURSUANT TO 37 C.F.R. 1.10

I hereby certify that I have enclosed the following documents:

1. Specification with 1 independent claim (33 pages) with Drawings for Figs. 1-18 (8 pages);
2. From U.S. Patent Application No. 09/751,628, copies of
Statement of Small Entity Status (1 page) and
Declaration for Patent Application (1 page);
3. From U.S. Patent Application No. 09/572,509, copies of:
Statement of Small Entity Status (1 page) and
Declaration for Patent Application (1 page);
4. Utility Patent Application Transmittal (1 page);
5. Information Disclosure Statement with copy of U.S. Patent No. 6,050,810 (8 pages);
6. Fee Transmittal for FY 2001 (1 page);
7. Check for \$370.00 (1 page);
8. Certificate of Mailing by Express Mail (1 page);
9. Return post card (1 page); and
10. Cover letter (2 pages),

are being deposited with the U.S. Postal Service by me personally as Express Mail No.
EL732937866US in an envelope addressed to:

U.S. Patent and Trademark Office
Box Patent Application
Arlington, VA 22202

on December 3, 2001,

for a U.S. Continuing Patent Application for a "Child Resistant Utility Lighter
Incorporating a Cam Mechanism and a Lever Spring Lock"
Inventor: SUNG, K.
Based on Prior Application No. 09/794,989 (filed 26 Feb 2001);
Attorney Docket No. 01-12-1826.

TROJAN LAW OFFICES
by



David Hong, Reg. No. 65,704